

Attorney Docket No. 279 P003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application of: )  
Jose Manuel Valero Salinas )  
U.S. Patent Application No.: 09/913,703 )  
Confirmation No. 2666 )  
Filing Date: January 23, 2002 )  
For: Formwork For Cylindrical Columns )

**TRANSMITTAL FOR Notice of Appeal**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith in response to the Notice To File Missing Parts are the following:

- ☒ Notice of Appeal (1 page).
- ☒ Credit Card Payment Form in the amount of \$660.00 for payment for Notice of Appeal (\$170) and the fee for a three (3) month extension of time (\$ 490.00).

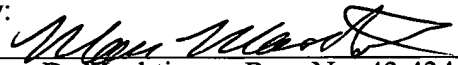
The applicant hereby claims small entity status.

The Commissioner is hereby authorized to charge any deficiencies in these fees to Deposit Account No. 502062. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: October 25, 2004

By:

  
Marc D. Machtinger, Reg. No. 43,434  
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11/01/2004 YPOLITE1 00000010 09913703

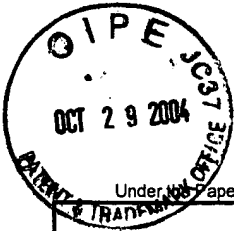
02 FC:2253

490.00 DP

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I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on October 25, 2004

  
Marc D. Machtinger, Reg. No. 43,434



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PTO/SB/31 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

279 P003

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.8(a)] on October 25, 2004

Signature Marc Machtinger

Typed or printed name Marc Machtinger, Reg. #43,434

In re Application of

Jose Manuel Valero Salinas

Application Number

09/913,703

Filed

1-23-2002

For Formwork for Cylindrical Columns

Art Unit

3673

Examiner

M. Sa Favi

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

340.00  
\$ 170.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 170.00

☐ A check in the amount of the fee is enclosed.

☒ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. . I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)

☒ attorney or agent of record.  
Registration number 43,434

☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34, \_\_\_\_\_

Marc Machtinger  
Signature

Marc Machtinger  
Typed or printed name

847-537-3537  
Telephone number

10-25-04  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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